

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ursula Ziegler et al.

Application No.: 10/533,984

Confirmation No.: 9615

Filed: May 25, 2005

Art Unit: 1773

For: Composite Body Made from Polyacetal, Bonding
Agent and Polyolefin, Method for Production and
Use Thereof

Examiner: D. S. Nakarani

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed February 11, 2008, applicant hereby provisionally elects Group I, claims 22-36 and 41-45 for continued examination, with traverse.

The Examiner has required restriction between the following groups:

- I. Claims 22-36 and 41-45, drawn to an article; or
- II. Claims 37-40, drawn to a process.

Applicants respectfully traverse the Restriction requirement because the U.S. Patent and Trademark Office have not carried forward its burden of proof to establish distinctness.

In particular, MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The Commissioner may require restriction if two or more independent and distinct inventions are claimed in a single application (37 CFR 1.142(a)). In the present case, although the claimed subject matter may be classified in different classes, the inventions are not independent.

It is respectfully requested that the restriction requirement be withdrawn, and that each of claims 22-45 presently pending in this application be examined.

Applicant believes no additional fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 05587-00381-US from which the undersigned is authorized to draw.

Dated: March 6, 2008

Respectfully submitted,

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Ashley I. Pezzner

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